

~~EJ532080499US~~

Practitioner's Docket No. NMPMI-NRBI

PATENT

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COMBINED DECLARATION AND POWER OF ATTORNEY

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(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL, DIVISIONAL,  
CONTINUATION, OR C-I-P)

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As a below named inventor, I hereby declare that:

## TYPE OF DECLARATION

This declaration is for an original application.

## INVENTORSHIP IDENTIFICATION

My residence, post office address and citizenship are as stated below, next to my name. I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter that is claimed, and for which a patent is sought on the invention entitled:

## TITLE OF INVENTION

Non-Rotating Breast Implant

## SPECIFICATION IDENTIFICATION

The specification is attached hereto.

## ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in 37, Code of Federal Regulations, § 1.56, and which is material to the examination of this application, namely, information where there is a substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent.

## POWER OF ATTORNEY

I hereby appoint the following practitioner(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Robert J. Jacobson

Registration Number 32,419

(Declaration and Power of Attorney—page 1 of 2)

266

## SEND CORRESPONDENCE TO

Robert J. Jacobson  
Robert J. Jacobson, P.A.  
650 Brimhall Street South  
St. Paul, MN 55116-1511

## DIRECT TELEPHONE CALLS TO:

Robert J. Jacobson  
(651) 698-4008

## DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

## SIGNATURE(S)

Howard T. Bellin  
Inventor's signature

Date 9/14/99

Residence New York, NY

Post Office Address 105 East 73rd Street  
New York, NY 10021

Country of Citizenship United States of America

■■■■■■

Kenneth C. Kredowski

Inventor's signature

Date

Residence Roseville, MN

Post Office Address 2799 Fernwood Street  
Roseville, MN 55113

Country of Citizenship United States of America

■■■■■■

Ruaridh W. Campbell

Inventor's signature

Date

Residence Salt Lake City, Utah 84105

Post Office Address 1403 East 900 South  
Salt Lake City, Utah 84105

Country of Citizenship United States of America

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SIGNATURE(S)

Howard T. Bellin

Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_

Country of Citizenship United States of America

Residence New York, NY

Post Office Address 105 East 73rd Street  
New York, NY 10021

■■■■■■■

Kenneth C. Kredovski

Inventor's signature Kenneth C. Kredovski

Date Sept 99

Country of Citizenship United States of America

Residence Roseville, MN

Post Office Address 2799 Fernwood Street  
Roseville, MN 55113

■■■■■■■

Ruairidh W. Campbell

Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_

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Robert J. Jacobson

Registration Number 32,419

6.76

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Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_

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Post Office Address 105 East 73rd Street  
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■■■■■■

Kenneth C. Kredovski

Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_

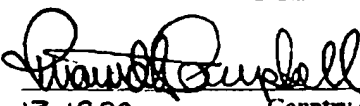
Country of Citizenship United States of America

Residence Roseville, MN

Post Office Address 2799 Fernwood Street  
Roseville, MN 55113

■■■■■■

Ruairidh W. Campbell

Inventor's signature  \_\_\_\_\_

Date September 13, 1999

Country of Citizenship United States of America

Residence Salt Lake City, Utah 84105

Post Office Address 1403 East 900 South  
Salt Lake City, Utah 84105

**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Howard T. BELLINApplication No./Patent No.: OF EVEN DATE Filed/Issue Date: OF EVEN DATEEntitled: Non-Rotating Breast ImplantHoward T. BELLINa individual

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.  
The extent (by, percentage) of its ownership interest is \_\_\_\_\_ %  
in the patent application/patent identified above by virtue of either:

A. [ ] An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: Howard T. Bellin et al. To: Novamed Medical Products Mfg., Inc.  
The document was recorded in the United States Patent and Trademark Office at  
Reel 010440, Frame 0541, or for which a copy thereof is attached.
2. From: Novamed Medical Products Mfg., Inc. To: Howard T. Bellin  
The document was recorded in the United States Patent and Trademark Office at  
Reel 012204, Frame 0786, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

[ ] Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

12-12-2003

Date

612-339-8300

Telephone number

Robert J. Jacobson

Typed or printed name

Robert J. Jacobson

Signature

Attorney of Record

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETE D FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



**UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office**

ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

MARCH 13, 2000

PTAS

ROBERT J. JACOBSON  
650 BRIMHALL STREET SOUTH  
ST. PAUL, MN 55116-1511



\*101222431A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 12/01/1999

REEL/FRAME: 010440/0541  
NUMBER OF PAGES: 9

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

BELLIN, HOWARD T.

DOC DATE: 09/14/1999

ASSIGNOR:

KREDOVSKI, KENNETH C.

DOC DATE: 09/13/1999

ASSIGNOR:

CAMPBELL, RUAIRIDH W.

DOC DATE: 09/13/1999

ASSIGNEE:

NOVAMED MEDICAL PRODUCTS  
MANUFACTURING, INC.  
623 HOOVER STREET N.E.  
MINNEAPOLIS, MINNESOTA 55413

SERIAL NUMBER: 09452656  
PATENT NUMBER:

FILING DATE: 12/01/1999  
ISSUE DATE:



010440/0541 PAGE 2

JOANN STEWART, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

MED 12.1.99

EJ 32080499US

Practitioner's Docket No. NMPMI-NRBI

12-15-1999

PATENT

Box Patent Application  
Assistant Commissioner for Patents  
Washington, D.C. 20231



101222431



COVER SHEET FOR ASSIGNMENT (DOCUMENT) ACCOMPANYING  
NEW PATENT APPLICATION (37 CFR 3.31)

IDENTIFICATION OF APPLICATION  
(37 CFR 3.21 and 37 CFR 3.31(a)(4))

1. The patent application filed herewith and, to which the attached assignment (document) refers, is identified as follows:
- Type of application: Application for patent (37 C.F.R. 1.53(b))
  - Dates of execution: September 14, 1999 by Howard T. Bellin;  
September 13, 1999 by Kenneth C. Kredovski; and  
September 13, 1999 by Ruairidh W. Campbell.
  - Name of each inventor:
    - Bellin, Howard T.
    - Kredovski, Kenneth C.
    - Campbell, Ruairidh W.

CERTIFICATION UNDER 37 C.F.R. 1.10\*

(Express Mail label number is *mandatory*.)

(Express Mail certification is *optional*.)

I hereby certify that this "Cover Sheet for Assignment (Document) Accompanying New Patent Application" and the documents referred to as attached therein are being deposited with the United States Postal Service on this date December 1, 1999, in an envelope as "Express Mail Post Office to Addressee," mailing Label Number EJ532080499US, addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

Robert J. Jacobson

(type or print name of person mailing paper)

Signature of person mailing paper

**WARNING:** Certificate of mailing (first class) or facsimile transmission procedures of 37 C.F.R. 1.8 cannot be used to obtain a date of mailing or transmission for this correspondence.

12/14/1999 SCARNICH 00000041 09/452656

03 FC:581

**\*WARNING:**

Each ~~10.00~~ fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. 1.10(b).

"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

09/452656

d. Title of invention: Non-Rotating Breast Implant

**NAME OF PARTY(IES) CONVEYING INTEREST (37 CFR 3.31(a)(1))**

2. The parties conveying this interest are:

Name 1: Bellin, Howard T.

Name 2: Kredovski, Kenneth C.

Name 3: Campbell, Ruairidh W.

**NAME AND ADDRESS OF PARTY(IES) RECEIVING INTEREST  
(37 CFR 3.31(a)(2))**

3. The rights are being conveyed to:

Novamed Medical Products Manufacturing, Inc.  
623 Hoover Street N.E.  
Minneapolis, MN 55413

**DESCRIPTION OF INTEREST CONVEYED OR TRANSACTION RECORDED  
(37 CFR 3.31 (a)(3))**

4. The accompanying document intends to accomplish:  
an assignment.

**NAME AND ADDRESS OF PARTY TO WHOM CORRESPONDENCE  
SHOULD BE MAILED (37 CFR 3.31(a)(5))**

5. Please address correspondence to:

Robert J. Jacobson  
650 Brimhall Street South  
St. Paul, MN 55116-1511  
(651) 698-4008

**DATE ASSIGNMENT (DOCUMENT) EXECUTED (37 CFR 3.31(a)(7))**

6. The attached assignment (document) was executed on:

September 14, 1999 by Howard T. Bellin;  
September 13, 1999 by for Kenneth C. Kredovski; and  
September 13, 1999 by for Ruairidh W. Campbell.

**LANGUAGE OF ASSIGNMENT (DOCUMENT) TO BE RECORDED**

7. The attached document is in the English language.

**ORIGINAL DOCUMENT OR TRUE COPY SUBMITTED**

8. Submitted herewith is a true copy of the original document.


**NUMBER OF APPLICATIONS IDENTIFIED IN THIS COVER SHEET  
AND THE FEE**

9. A. This cover sheet identifies only one application.  
B. The fee for recordal (37 CFR 1.21(h)) is \$40.00.  
Attached is a check that includes the amount of \$40.00.

**STATEMENT (37 CFR 3.31(a)(9))  
AND SIGNATURE (37 CFR 3.31(a)(10))**

10. To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Date: 1 December 1999

  
\_\_\_\_\_  
Signature of Practitioner

Reg. No. 32,419

Robert J. Jacobson

Tel. No.: (651) 698-4008

Robert J. Jacobson, P.A.  
650 Brimhall Street South  
St. Paul, MN 55116-1511

**TOTAL NUMBER OF PAGES BEING SUBMITTED**

11. The total number of pages being submitted, including cover sheet, attachment(s), and document(s) are: 9

(166)

E-553208044905

Practitioner's Docket No. NMPMI-NRBI

PATENT

For: U.S. Rights and Foreign Rights  
For: U.S. Application  
By: Inventors

## ASSIGNMENT OF INVENTION

In consideration of the payment by ASSIGNEE to ASSIGNOR of the sum of One Dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration,

## ASSIGNORS:

Howard T. Bellin  
105 East 73rd Street  
New York, NY 10021  
Nationality: United States of America

Kenneth C. Kredowski  
2799 Fernwood Street  
Roseville, MN 55113  
Nationality: United States of America

Ruairidh W. Campbell  
1403 East 900 South  
Salt Lake City, Utah 84105  
Nationality: United States of America

hereby sell, assign and transfer to

## ASSIGNEE:

Novamed Medical Products Manufacturing, Inc.  
623 Hoover Street N.E.  
Minneapolis, MN 55413  
Nationality: United States of America

and the successors, assigns and legal representatives of the ASSIGNEE the entire right, title and interest for the United States and its territorial possessions and in all foreign countries, including all rights to claim priority, in and to any and all improvements which are disclosed in the invention having attorney docket number NMPMI-NRBI and entitled:

## Non-Rotating Breast Implant

and which is found in (37 C.F.R. § 3.21) U.S. patent application executed on even date herewith and any legal equivalent thereof in a foreign country, including the right to claim priority and, in and to, all Letters Patent to be obtained for said invention by the above application or any continuation, division, renewal, or substitute thereof, and as to letters patent any reissue or re-examination thereof.

ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment.

ASSIGNOR further covenants that ASSIGNEE will, upon its request, be provided promptly with all

(Assignment of Invention—page 1 of 2)

266

pertinent facts and documents relating to said invention and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNOR and will testify as to the same in any interference, litigation or proceeding related thereto and will promptly execute and deliver to ASSIGNEE or its legal representatives any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalents thereof which may be necessary or desirable to carry out the purposes thereof.

IN WITNESS WHEREOF, We have hereunto set hand and seal:

Date:

9/14/99

  
Signature of Howard T. Bellin

Date:

\_\_\_\_\_  
Signature of Kenneth C. Kredovski

Date:

\_\_\_\_\_  
Signature of Ruairidh W. Campbell

(Assignment of Invention—page 2 of 2)

EJ 532 080499US

366

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Non-Rotating Breast Implant

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IN WITNESS WHEREOF, We have hereunto set hand and seal:

Date:

\_\_\_\_\_  
Signature of Howard T. Bellin

Date: 13 Sept 99

Kenneth C. Kredovsk  
\_\_\_\_\_  
Signature of Kenneth C. Kredovsk

Date:

\_\_\_\_\_  
Signature of Ruairidh W. Campbell



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666

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Date:

\_\_\_\_\_  
Signature of Howard T. Bellin

Date:

\_\_\_\_\_  
Signature of Kenneth C. Kredovski

Date: September 13, 1999

  
\_\_\_\_\_  
Signature of Ruairidh W. Campbell



UNITED STATES  
PATENT AND  
TRADEMARK OFFICE



DECEMBER 04, 2001

PTAS

Chief Financial Officer and Chief Administrative Officer  
Washington, DC 20231  
www.uspto.gov

ROBERT J. JACOBSON  
650 BRIMHALL STREET SOUTH  
ST. PAUL, MN 55116-1511



\*101863571A\*

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RECORDATION DATE: 09/29/2001

REEL/FRAME: 012204/0786  
NUMBER OF PAGES: 2

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:  
NOVAMED MEDICAL PRODUCTS  
MANUFACTURING, INC.

DOC DATE: 04/23/2001

ASSIGNEE:  
BELLIN, HOWARD T.  
105 E. 73RD STREET  
NEW YORK, NEW YORK 10021

SERIAL NUMBER: 09452656  
PATENT NUMBER:

FILING DATE: 12/01/1999  
ISSUE DATE:

SHAREILL COLES, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

10-03-2001

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office



Tab settings

To the Honorable Commissioner of Patents

101863571

attached original documents or copy thereof

1. Name of conveying party(ies):

Novamed Medical Products Manufacturing, Inc.

9-29-01

2. Name and address of receiving party(ies):

Name: Howard T. Bellin

Internal Address: \_\_\_\_\_

Street Address: 105 East 73rd Street

City: New York State: NY ZIP: 10021

Additional name(s) & address(es) attached? ☐ Yes ☒ No

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Other \_\_\_\_\_

Execution Date: April 23, 2001

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

A. Patent Application No.(s)

09/452,656

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Robert J. Jacobson

Internal Address: \_\_\_\_\_

07/03/2001 TDI A21 00000041 09452656

1 71:581

40.00 09

Street Address: 650 Brimhall Street South

City: St. Paul State: MN ZIP: 55116-1511

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41)..... \$ 40.00

- ☒ Enclosed  
☐ Authorized to be charged to deposit account

8. Deposit account number: \_\_\_\_\_

(Attach duplicate copy of this page if paying by deposit account)

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9. Statement and signature.

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*

Robert J. Jacobson

Name of Person Signing

Robert J. Jacobson

Signature

9-21-01

Date

Total number of pages including cover sheet, attachments, and document: 2

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patents & Trademarks, Box Assignments  
Washington, D.C. 20231

Practitioner's Docket No. NMPMI-NRBI

PATENT

For: U.S. Rights and Foreign Rights  
For: U.S. Application  
By: Inventors

## ASSIGNMENT OF INVENTION

In consideration of the payment by ASSIGNEE to ASSIGNOR of the sum of One Dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration,

ASSIGNOR:

Novamed Medical Products Manufacturing, Inc.  
623 Hoover Street N.E., Minneapolis, MN 55413  
Nationality: United States of America

hereby sell, assign and transfer to

ASSIGNEE:

Howard T. Bellin  
105 East 73rd Street, New York, NY 10021  
Nationality: United States of America

and the successors, assigns and legal representatives of the ASSIGNEE the entire right, title and interest for the United States and its territorial possessions and in all foreign countries, including all rights to claim priority, in and to any and all improvements which are disclosed in the invention having attorney docket number NMPMI-NRBI and entitled:

Non-Rotating Breast Implant


and which is found in U.S. patent application serial number 09/452,656 filed December 1, 1999 and any legal equivalent thereof in a foreign country, including the right to claim priority and, in and to, all Letters Patent to be obtained for said invention by the above application or any continuation, division, renewal, or substitute thereof, and as to letters patent any reissue or re-examination thereof.

ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment.

ASSIGNOR further covenants that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said invention and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNOR and will testify as to the same in any interference, litigation or proceeding related thereto and will promptly execute and deliver to ASSIGNEE or its legal representatives any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalents thereof which may be necessary or desirable to carry out the purposes thereof.

IN WITNESS WHEREOF, We have hereunto set hand and seal:

Date: April 23, 2001

  
Ruairidh W. Campbell, President  
Novamed Medical Products Manufacturing, Inc.  
623 Hoover Street N.E., Minneapolis, MN 55413